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**UTILITY
PATENT APPLICATION
TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.

246/227

First named Inventor or Application Identifier

Charles S. Taylor

Title

SURGICAL DEVICES FOR IMPOSING A NEGATIVE PRESSURE TO
STABILIZE CARDIAC TISSUE DURING SURGERY

Express Mail Label No.

EL508737121US

APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contacts

1. ☒ Fee Transmittal Form
(Submit an original, and a duplicate for fee processing)
2. ☒ Specification [Total Pages 16]
(preferred arrangement set forth below)
-Descriptive title of the Invention
-Cross References to Related Applications
-Statement Regarding Fed sponsored R&D
-Reference to Microfiche Appendix
-Background of the Invention
-Brief Summary of the Invention
-Brief Description of the Drawings (if filed)
-Detailed Description
-Claim(s) [Total Sheets 3]
-Abstract of the Disclosure [Total Sheets 1]
3. ☒ Drawing(s) **INFORMALS** (35 USC § 113) [Total Sheets 7]
4. ☒ Oath or Declaration [Total Sheets 2]
a. ☐ Newly executed (original or copy)
b. ☒ Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Box 17 completed)
(Note Box 5 below)
i. DELETION OF INVENTORS
Signed statement attached deleting
inventor(s) named in the prior application,
see 37 CFR 1.53(d)(2) and 1.53(b).

*NOTE FOR ITEMS 1 & 13: IN ORDER TO BE ENTITLED TO PAY SMALL ENTITY
FEES, A SMALL ENTITY STATEMENT IS REQUIRED (37 C.F.R. § 1.27), EXCEPT IF
ONE FILED IN A PRIOR APPLICATION IS RELIED UPON (37 C.F.R. § 1.28)

**ADDRESS TO: Assistant Commissioner for Patents
Box Patent Application
Washington, D.C. 20231**

5. ☐ Microfiche Computer Program (Appendix)
6. Nucleotide and/or Amino Acid Sequence Submission
(If applicable, all necessary)
a. ☐ Computer readable Copy
b. ☐ Paper Copy (Identical to computer copy)
c. ☐ Statement verifying identity of above copies

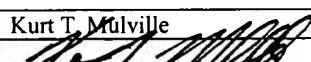
ACCOMPANYING APPLICATION PARTS

7. ☐ Assignment Papers (cover sheet & document(s))
8. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney
(when there is an assignment)
9. ☐ English Translation Document (if applicable)
10. ☒ Information Disclosure ☐ Copies of IDS
X Statement (IDS) PTO-1449 No copies of Citations
11. ☐ Preliminary Amendment
12. ☒ Return Receipt Postcard (MPEP 503)
(Should be specifically itemized)
13. ☒ Small Entity ☐ Statement filed in prior application
Statement(s) XX Status still proper and desired
14. ☐ Certified Copy of Priority Document(s)
(If foreign priority is claimed)
15. ☐ Other:

16. If a **CONTINUING APPLICATION**, check appropriate box and supply the requisite information below and in a preliminary amendment.
☐ Continuation ☒ Divisional ☐ Continuation-in-Part of prior application No: co-pending application Serial No.
08/870,687 filed on June 6, 1997, which is a divisional of Serial No. 08/603,328 filed on February 20, 1996 and issued as United States Patent No.
5,727,569 issued on March 17, 1998. The priority of this application is expressly claimed and disclosure is hereby incorporated by reference.
Prior application information: Examiner D. Shai Group / Art Unit 3731
For CONTINUATION or DIVISIONAL APPS only:

17. CORRESPONDENCE ADDRESS

<input checked="" type="checkbox"/> Customer Number or Bar Code Label		22249		or <input type="checkbox"/> Correspondence address below	
		(insert Customer No. or Attach bar code label here)			
NAME	Kurt T. Mulville, Reg. No. 37,194				
	Lyon & Lyon LLP				
ADDRESS	633 West Fifth Street				
	Suite 4700				
CITY	Los Angeles	STATE	California	ZIP CODE	90071-2066
COUNTRY	U.S.A.	TELEPHONE	949/567-2300	FAX	213/955-0440

Name (Print/Type)	Kurt T. Mulville	Registration No. (Attorney/Agent)	37,194
Signature		Date	November 15, 1999

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual cases. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, D.C. 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, D.C. 20231.

OC-38345.1

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FEE TRANSMITTAL		Complete if Known	
<p style="text-align: center;">Note: Effective October 1, 1997. Patent fees are subject to annual revision.</p>		Application Number	N/A
		Filing Date	Herewith
		First Named Inventor	Charles S. Taylor
		Group Art Unit	N/A
		Examiner Name	N/A
TOTAL AMOUNT OF PAYMENT	(\$)	Attorney Docket Number	246/227

METHOD OF PAYMENT (check one)

1. The Commissioner is hereby authorized to charge indicated fees and credit any over payments to:

Deposit Account Number	12-2475
Deposit Account Name	Lyon & Lyon LLP

Charge Any Additional Fees Required Under 37 CFR 1.116 and 1.17 ☐ Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing of the Notice of Allowance ☐

2. ☐ Payment Enclosed:

Money

☐ Check ☐ Order ☒ Other - Filing fee not enclosed

FEE CALCULATION (continued)

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description
105	130	205	65	Surcharge-late filing fee or oath
127	50	227	25	Surcharge-late provisional filing fee or cover sheet
139	130	139	130	NonEnglish specification
147	2,520	147	2,520	Requesting publication of SIR prior to Examiner action
113	1,840	113	1,840	Requesting publication of SIR after Examiner action
115	110	215	55	Extension for reply within first month
116	400	216	200	Extension for reply within second month
117	950	217	475	Extension for reply within third month
118	1,510	218	755	Extension for reply within fourth month
128	2,060	228	1,030	Extension for reply within fifth month
119	310	219	155	Notice of Appeal
120	310	220	155	Filing a brief in support of an appeal
121	270	221	135	Request for oral hearing
138	1,510	138	1,510	Petition to institute a public use proceeding
140	110	240	55	Petition to revive-unavoidable
141	1,320	241	660	Utility issue fee (or reissue)
143	450	243	225	Design issue fee
144	670	244	335	Plant issue fee
122	130	122	130	Petitions to the Commissioner
123	50	123	50	Petitions related to provisional applications
126	240	126	240	Submission of Information Disclosure Stmt
581	40	581	40	Recording each patent assignment per property (times number of properties)
146	790	246	395	Filing a submission after final rejection (37 CFR 1.129(a))
149	790	249	395	For each additional invention to be examined (37 CFR 1.129(b))

Other fee (specify) _____

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid SUBTOTAL (3) (\$ 0

1. FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	760	201	380	Utility filing fee	380.
106	310	206	155	Design filing fee	
107	480	207	240	Plant filing fee	
108	760	208	380	Reissue filing fee	
114	150	214	75	Provisional filing fee	
SUBTOTAL (1)					(\$ 760.

2. CLAIMS

Total Claims	Extra	Fee from below	Fee Paid
8	-20 =	x	0
3	- 3 =	x	0
Multiple Independent Claims			x =

Large Entity Small Entity Fee Fee Fee Fee Fee Description Fee Paid

Code (\$)	Code (\$)	Code (\$)	Code (\$)	Fee Description	Fee Paid
103	18	203	9	Claims in excess of 20	
102	78	202	39	Independent claims in excess of 3	
104	260	204	130	Multiple dependent claim	
109	78	209	39	Reissue independent claims over original patent	
110	39	210	18	Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$ 380

SUBMITTED BY		Complete (if applicable)	
Typed or Printed Name	Kurt T. Mulville	Reg. Number	37,194
Signature		Date	November 15, 1999
		Deposit Account User ID	12-2475

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